

ORIGINAL

1 LEONARDO M. RAPADAS
United States Attorney
2 ERIC S. O'MALLEY
Assistant United States Attorney
3 DISTRICT OF THE NORTHERN
MARIANA ISLANDS
4 Horiguchi Building, Third Floor
P.O. Box 500377
5 Saipan, MP 96950
TEL: (670) 236-2980

6 Attorneys for the United States of America
7

FILED
Clerk
District Court

JUL - 9 2008

For The Northern Mariana Islands
By _____
(Deputy Clerk)

8
9 **IN THE UNITED STATES DISTRICT COURT**
10 **FOR THE NORTHERN MARIANA ISLANDS**

11 UNITED STATES OF AMERICA,)
12)
Plaintiff,)
13)
vs.)
14)
15 OSCAR KING,)
16 Defendant.)

CRIMINAL CASE NO. 08-00019

WRIT OF HABEAS CORPUS
AD PROSEQUENDUM

RECEIVED

JUN 18 2008

US MARSHALS SERVICE-CNMI


18 TO: Department of Public Safety
19 Corrections Facility

20 This Court finds that OSCAR KING, is now in the custody of the Department of Public
21 Safety Corrections Facility, and that said prisoner is required to appear before this Court for
22 arraignment and subsequent Prosecution in the above captioned case

23 **IT IS HEREBY ORDERED** that the CNMI Director of Department of Public Safety or his
24 authorized agent, or any Federal law enforcement agent shall produce OSCAR KING, before this
25 Court on June 19, 2008, at 9:00 a.m., and whenever necessary hereafter to attend court appearances
26 in the above-entitled case and upon completion of said prosecution and/or Court appearances and/or
27 upon further order of the Court, return said prisoner to his place of
28

1 confinement.

2
3 SO ORDERED this 18th day of June, 2008.

4
5
6 
ALEX R. MUNSON
Chief Judge
District Court of Northern Mariana Islands

7
8 SUBMITTED BY:

9
10 LEONARDO M. RAPADAS
United States Attorney
Districts of Guam and NMI

11 By:

12 
13 ERIC S. O'MALLEY
14 Assistant U.S. Attorney

15 I HAVE SERVED THE WITHIN Writ
ON CNMI DOC (WRIT-ORDER)
(DATE & TIME) BY LEAVING WITH
Sgt Chris Warnick 6/18/08
(NAME & TITLE OF INDIVIDUAL SERVED)
J. Dig. Salas CDUSM
USM (Acting)
CIDUSM #3056 W. Calvert
DUSM

16 I HAVE SERVED THE WITHIN Writ
ON 6/19/08 (WRIT-ORDER)
(DATE & TIME) BY LEAVING WITH
CNMI Doc Control; Prisoner
(NAME & TITLE OF INDIVIDUAL SERVED)
CDUSM Salas
USM
CIDUSM Calvert
DUSM

17 I HAVE SERVED THE WITHIN Writ
ON 7/2/08 (WRIT-ORDER)
(DATE & TIME) BY LEAVING WITH
CNMI Doc Control; Prisoner
(NAME & TITLE OF INDIVIDUAL SERVED)
CDUSM Salas
USM
CIDUSM
DUSM

18
19
20
21
22
23 I HAVE SERVED THE WITHIN _____
24 (WRIT-ORDER,
ON _____ BY LEAVING WITH
(DATE & TIME)
25
26 (NAME & TITLE OF INDIVIDUAL SERVED)
27 _____
28 USM
DUSM

MARSHALS RETURN
I HAVE PARTIALLY EXECUTED THIS
Writ BY TAKING CUSTODY OF
THE WITHIN NAMED Prisoner
AT CNMI Doc ON 7-9-08

AND DELIVERING HIM, HER TO THE
CNMI Doc FOR FURTHER
TRANSFER TO US custody

Local changes dismissed
Effective 7-1-08

1 KEVIN A. LYNCH, Chief Prosecutor
2 OFFICE OF THE ATTORNEY GENERAL, Criminal Division
3 Commonwealth Of The No. Mariana Islands
4 Susupe, Saipan, MP 96950
5 Telephone (670) 664-2367/2368/2365
6 Fax (670) 234-7016
7 Attorneys For Plaintiff

8
9 IN THE SUPERIOR COURT
10 FOR THE
11 COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

12
13 COMMONWEALTH OF THE)
14 NORTHERN MARIANA ISLANDS,)
15 Plaintiff,)

CRIMINAL CASE NO. 08-065 JT
DPS Case No. 08-00119T

16
17 vs.

MOTION TO DISMISS

18
19 GUIHUA LUO KING,
20 d.o.b. 01/03/75
21 OSCAR KING,
22 d.o.b. 06/03/46 Defendants.
23

24 COMES NOW, the Commonwealth of the Northern Mariana Islands ("the
25 Commonwealth"), by and through Kevin A. Lynch, Chief Prosecutor for the Office of the
26 Attorney General, and hereby moves to dismiss the above referenced criminal case without
27 prejudice pursuant to Commonwealth Rule of Criminal Procedure 48(a). This criminal case was
28 transferred to the U. S. Attorneys Office and defendants are now in their custody.

29 Dated this 30th day of June 2008.

30 OFFICE OF THE ATTORNEY GENERAL
31 MATTHEW T. GREGORY, Attorney General

MOTION TO DISMISS

32
33
34 By: 

35 KEVIN A. LYNCH
36 Chief Prosecutor
37 Attorneys for Plaintiff
38 Bar No. F-0230

RECEIVED

JUL 09 2008

US MARSHALS SERVICE-CNMI

Post-it® Fax Note	7671	Date	7/9/08	Page	4 of 4
To	Mark Namon	From	CLERK OF COURT		
Co./Dept.		Co.	Superior Court		
Phone #	233-8600	Phone #			
Fax #	233-5262	Fax #			

IN THE SUPERIOR COURT

FOR THE

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

COMMONWEALTH OF THE
NORTHERN MARIANA ISLANDS,
Plaintiff,

CRIMINAL CASE NO. 08-065 T
DPS CASE NO. 08-00119T

vs.

ORDER

GUIHUA LUO KING,
d.o.b. 01/03/75
OSCAR KING,
d.o.b. 06/03/46 Defendants.

The Commonwealth of the Northern Mariana Islands, having filed a motion to dismiss the above referenced criminal case, good cause appearing, it is hereby **ORDERED** that this case be **DISMISSED** without prejudice. Status Conference scheduled for July 02, 2008 at 9:00 a.m. is hereby **VACATED**. Cash bail posted is hereby **EXONERATED** and shall be released to the posting party. Travel documents surrendered to the court shall be released to the U.S. Marshalls.

Dated

7/1/08

HONORABLE DAVID A. WISEMAN
Associate Judge, CNMI Superior Court